

CALFRESH (CF) PROGRAM

REQUEST FOR POLICY/REGULATION INTERPRETATION

INSTRUCTIONS: Complete items 1 - 10 on the form. Use a separate form for each policy interpretation request. If additional space is needed, please use the second page. Be sure to identify the additional discussion with the appropriate number and heading. Retain a copy of the CF 24 for your records.

- Questions from counties, including county Quality Control, must be submitted by the county CalFresh Coordinator and may be submitted directly to the CalFresh Policy analyst assigned responsibility for the county, with a copy directed to the appropriate CalFresh Policy unit manager.
- Questions from Administrative Law Judges may be submitted directly to the CalFresh Policy analyst assigned responsibility to the county where the hearing took place, with a copy of the form directed to the appropriate CalFresh Bureau unit manager.

1. RESPONSE NEEDED DUE TO: <input checked="" type="checkbox"/> Policy/Regulation Interpretation <input type="checkbox"/> QC <input type="checkbox"/> Fair Hearing <input type="checkbox"/> Other:	5. DATE OF REQUEST: 11/09/2015	NEED RESPONSE BY: 11/30/2015
2. REQUESTOR NAME:	6. COUNTY/ORGANIZATION: El Dorado	
3. PHONE NO.:	7. SUBJECT: EBT Out of State Usage Report	
4. REGULATION CITE(S): 63-401, 63-509 (j), 63-300.5 (a) (2)	8. REFERENCES: <i>(Include ACL/ACIN, court cases, etc. in references)</i> NOTE: All requests must have a regulation cite(s) and/or a reference(s). ACL 10-01, ACL 15-91	

9. QUESTION: (INCLUDE SCENARIO IF NEEDED FOR CLARITY):

Are we allowed to send the RFI in an attempt to contact the client, to SAR households when we see that all their EBT access has been out-of-state for an extended period of time? What is the definition of extended period of time?

When reviewing the EBT Out-of-State Usage report we see that a SAR reporting household has been accessing all of their EBT benefits in another state for over 30 days.

In ACL 15-91, Example 1, 2 and 3 under the Out-Of-State section states the county must attempt to contact the client by sending the RFI. These examples do not specify that the RFI is only sent for Change Reporting or SAR Reporting, but on Page Five the letter lists the Reporting Requirements which specify that SAR households are not required to report changes of address other than at application, recertification, or submission of the SAR 7.

10. REQUESTOR'S PROPOSED ANSWER:

Yes, counties must send the RFI for both change reporters and SAR reporters when they have information that a household is accessing their EBT benefits in another state. ACL 10-01 on Page Five under Loss of Residence (FSP only) states that the CWD must first determine if there is reliable information. The EBT Out-Of-State Usage report is reliable information. MS 63-509 (j) CWD Action on Information Obtained from Match Systems states that (1) The CWD shall consider information received from match systems such as IEVS, PVS, and other such sources for purposes such as: (C) To determine if clarification of current eligibility is necessary. The EBT Out-Of-State Usage report is considered an other source. 63-300.5 (a) (2) states that: During the certification period, the CWD may obtain information about changes in a household's circumstances, other than information reported on the income report, through a third party or the household that the CWD cannot use to clearly determine eligibility and/or benefit amount. The CWD must pursue clarification using the following procedure: The CWD must issue a RFI. Over 30 days is considered an extended period of time.

11. STATE POLICY RESPONSE (CFPB USE ONLY):

CDSS concurs with the county's response.

FOR CDSS USE

DATE RECEIVED: November 9, 2015	DATE RESPONDED TO COUNTY/ALJ: December 15, 2015 RA
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